

# VIA ELECTRONIC FILING SYSTEM

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Agent File No.: 05015228-92US1 PTN/df

Applicant: Herbert Andre JANSEN et al.  
Serial No.: 10/677,321  
Filed: October 3, 2003  
Title: APPARATUS FOR DIGITIZING INTRAMEDULLARY CANAL  
AND METHOD  
Examiner: Sameh Raafat Boles  
Group Art Unit: 3775  
Confirmation No.: 9461

### RESPONSE TO FINAL OFFICE ACTION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
U.S.A.

Sir:

### INTRODUCTORY COMMENTS

This is in response to final Office action issued on February 28, 2011.

A telephone call to Examiner Boles on April 28, 2011 and a previous telephone call to Examiner's Supervisor Barrett both concluded that the "*final*" state of the Office action was improper. Examiner Boles recommended that this response be filed as an "*amendment after final*" setting forth the above facts, following which the "*final*" status of the current Office action would be rescinded.

Kindly amend the application as follows:

### IN THE CLAIMS:

Claim 3 is herein amended.